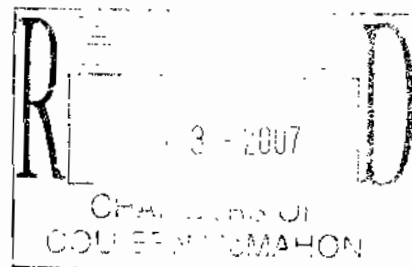


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**WILLIAM A. GERARD, ESQ**  
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Phone (845) 365-3121--Fax # (845) 365-4036

**CONFIDENTIAL FAX COVER SHEET**



**DATE:** October 3, 2007  
**TO:** Hon. Colleen McMahon, United States District Court, SDNY  
**FAX #:** 212-805-6326

**RE:** U.S. v HURGENS PIGNARD  
06 Cr. 718 (CM)  
ECF Filing Problem

**MEMO ENDORSED**

Attached please find \_\_\_\_ page(s) (including this one). Please contact me at (845) 365-3121 if you do not receive the correct amount of pages.

**Message:**

Yesterday, October 2, 2007, I attempted to ECF a sentencing memorandum in the matter above which included exhibits one through seven and an affidavit of service.

Unfortunately, exhibit no. 2 was too large a file to upload to ECF. I was able to ECF the sentencing memorandum with exhibits 1, 3, 4, 5, 6, 7, and the affidavit of service.

However, in speaking with the ECF help-desk today, I was told that I must ask your permission before I re-ECF the sentencing memorandum *without* the exhibits and affidavit of service and also request your permission to submit the hard copy of the seven exhibits and affidavit of service because exhibit no. 2 is over 2.5 MB.

Therefore, I request permission from the Court to;

1. Re-ECF the sentencing memorandum without the exhibits and;
2. Submit the hard copy of exhibits one through seven and the affidavit of service.

Thank you for your courtesy and assistance.

Very truly yours,

William A. Gerard

10/4/07  
Granted  
  
CC.: John Collins, Esq.  
U.S. Attorney  
Fax No. 914-993-1980

**MEMO ENDORSED**